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Attorneys for Defendant  
SEARS, ROEBUCK AND CO.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ANDREW HENDERSON,  
Plaintiff,

v.

SEARS, ROEBUCK & CO., INC. doing  
business as SEARS HOME  
IMPROVEMENT PRODUCTS, and  
DOES 1-10, inclusive,  
Defendant.

Case No. C 06-05522 PJH (BZ)

**STIPULATION AND REQUEST TO  
CONTINUE MANDATORY ADR  
DEADLINE AND [PROPOSED] ORDER**

The parties, by their attorneys of record, do hereby stipulate and request the Court grant the parties relief from the 90-day court mandated Alternative Dispute Resolution "ADR" deadline so that the parties and the Court may continue the Settlement Conference currently scheduled for March 6, 2007, at 9:00 a.m., before Magistrate Judge Bernard Zimmerman to a date in early to mid-April 2007. The continuance is necessary due to the unavailability of Defendant Sears, Roebuck and Co.'s company representative for the Settlement Conference on March 6, 2007. The parties agree that the Settlement Conference may be continued to a date in early to mid-April and request that this Court continue the ADR deadline to April 20, 2007.

\* \* \*

\* \* \*

1 Dated: February 26, 2007

LAW OFFICES OF WILLIAM HOPKINS

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3 WILLIAM R. HOPKINS  
Attorney for Plaintiff  
4 ANDREW HENDERSON

5 Dated: February 26, 2007

LITTLER MENDELSON

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7 TODD K. BOYER  
Attorneys for Defendant  
8 SEARS, ROEBUCK AND CO.

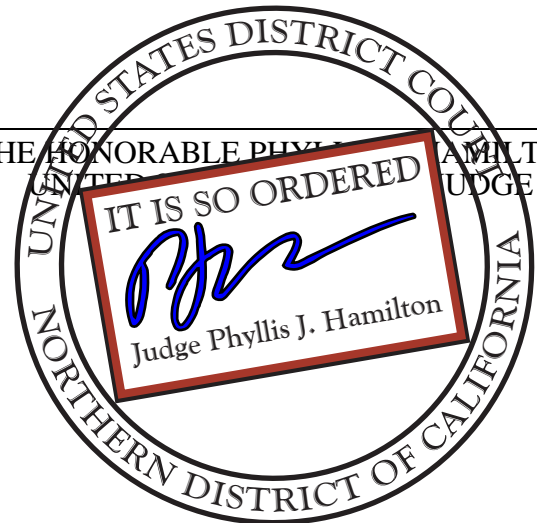
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12 **ORDER**

13 Good cause appearing, the mandatory ADR deadline is hereby continued until April 20,  
14 2007. The parties shall participate in the Settlement Conference with Magistrate Judge Zimmerman  
15 on or before April 20, 2007. IT IS SO ORDERED.

16  
17 Dated: 3/2/07

18 THE HONORABLE PHYLLIS J. HAMILTON  
19 JUDGE



**DECLARATION OF COUNSEL REGARDING SIGNATORIES' CONCURRENCE**  
**WITH THE ELECTRONIC FILING OF THIS DOCUMENT**

I, Todd K. Boyer, hereby declare and state as follows:

1. I am an attorney licensed to practice in the courts of the State of California and the U.S. District Court for the Northern District of California. I am an associate in the law firm of Littler Mendelson, A Professional Corporation, and counsel of record for Defendant Sears, Roebuck and Co.

2. In accordance with U.S. District Court for the Northern District of California, General Order No. 45, I possess an original or reproduced copy of the signatures of all of the signatories to this document listed above, and will maintain the signatures on file for production to the Court, if so ordered, or for inspection upon request by a party until one year after final resolution of the action (including appeal, if any).

I hereby declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct, and that this Declaration was executed on February 27, 2007, at San Jose, California.

/s/ Todd K. Boyer

TODD K. BOYER